

1 DELEGATE CASE: If the governing agency does,
2 is elected, and if the governing agency possesses
3 legislative powers, then, but only then, can it be
4 granted the taxing power.

5 DELEGATE HARDWICKE: In your comment on
6 8.01(a), you say that this paragraph is intended to
7 express the principle, no taxation without representation.

8 DELEGATE CASE: That is correct.

9 DELEGATE HARDWICKE: As I understand that
10 principle historically, the idea is that the people who
11 imposed the tax must be the people whom the taxed persons
12 have elected?

13 DELEGATE CASE: That is correct.

14 DELEGATE HARDWICKE: So if that is true, then,
15 would it be possible for a governmental unit to be given
16 the power to tax persons who did not actually vote for
17 them?

18 DELEGATE CASE: No, sir.

19 DELEGATE HARDWICKE: It would not be possible?

20 DELEGATE CASE: It would not in my opinion,
21 no, sir.